Public Office.

App. F. IX-4

Previous References
Mig 11-94.

1929.
(Immigration)

File No. 54-29
Serial Nos. 1-5

Later References

General and Revenue Secretariat.

Serial Nos. 5

Part B for April 1930.

SUBJECT

Appeal re Archakership of Sri Hariharaswami temple at Harihar

---

RE 2254 dated 2.5.30.

To the Mig. Commr.

The existing arrangement may continue until the Respondent retires from the service of the Government and proves his competency to hold the office.

G. R. S. APP F. III—11 192 C

GENERAL AND REVENUE SECRETARIAT.

(Misc.)

NOTES.

File No. 50 1929

FILE HEADING.

Archakship of Sri Harihareswara Swamy Devasthanam at Harihar.

FROM

Nageswara Bhatta Son of Neelakanta Bhatta, Harihar

No. Petition Dated Received 10 8 29

Diary No.	Enclos.	Spare copies	Serial No.
211			1

BRIEF ABSTRACT OF LETTER.

Appeals against the M.C's order directing the registry of Archakship in the name of the respt. (Mallari Sudroo), and the continuance of the applt as Archaka pending the production by the respt of a certificate of competency from the Agamika of the

NOTES AND ORDERS.

M.C's office, and prays for a stay order pending disposal of his Appeal—

The petition is duly stamped. A copy of the M.C's order appealed against has been produced. The M.C's order is dated 18.5.29 while the appeal petition

NOTES—First Sheet.

WD 01683—GPE—5 000—3-5-29

Serial No.

has received on 10.8.29. It is in time.

2 The M.C.P. order explains the facts of the case.

3 May a report with records be called for on the appeal petition

4 Orders solicited on the applts' prayer for a stay order —

Submitted.

AV
13.8.29.

5 The case seems to have been properly decided and no ground for interference. If it is to be heard, the records will be called for. No ground for stay order.

(for Member)

WD
13/8

11.8.29
1H 8.29

6 Records may be called for.
No stay order.

ang
16.8.29

7 Done

WD
17/8

8
~~D.O.~~ Submitted
AV
22/8/29

9 Done

WD
24/8

Note—Contn. Sheet

WD 01684—GPB—30,000—20-4-29

App. F. III—2]

General and Revenue Secretariat

Mug: File No. 59 of 1929

Serial No.	
2	To The Inspector No 441 S/24 8 "9 Calls for report on dt 1 c/o yadla Bhatta s/o Neela Kantappa Aduka Harihar No 442 S/24 8 "9 Informs that a petition Hereto annexed, praying Govt to issue orders as stated for by Govt.
Sent (W) WW 30/8	3 From, The D.C. in Mysore, Letter no. 305 Dy 26-11-29. Submits the report with records called for in Sl. 2. 10 The M.C.S under appeal against explains the facts of the case. 11 One Hanappa was the karanadig Archak of Sri Harihareswara Swamy temple at Harihar. As he was suffering from some incurable disease, his Executive has ordered at the request of the devotees since he had no sons, after (Nephew by birth) father Neelakantappa brother-in-law of Hanappa was appointed as Sumastha during the life-time of Hanappa. Hanappa request to transfer the karanam to the name of his grand-son (daughter's son) Mallari Buddi Reddy with Neelakantappa as Sumastha, was not sanctioned Neelakantappa continued as Sthe been on account of

Note—Contn. Sheet

WD 0168—GPB—30,000—20-4-29

General and Revenue Secretariat | Jud. File No. 57 of 192 9

Serial No.

old age, he has replaced by his son Nageshā Bhatta as a temporary measure. The Dharmadarshi having recommended a change of Baramaad & the name of Nageshā Bhatta, the respt. Mahari Judge came forward as the legal heir of the mirasi hakdar Hanumappa and both the D.C. & M.C. have upheld the respts. Mahari Judge's appointment as Baramaddar Archak in place of the hakdar Archak Hanumappa, and the appt. has been allowed to continue to officiate as Archak till the respt. produced a certificate from the Agamiks of the M.C.'s office as to his competency to perform the said duties Against this order, Nageshā Bhatta has appealed & hence - The grounds for appeal are summarized in the petition -

12 If ordered, this case may be posted for hearing along with the next batch of cases.

Submit. for orders.

AV 11.12.29

13 This is an appeal against the concurrent decrees of the S.D.O.

Note—Contn. Sheet

WD 066—GPB—80,000—26-7-29

General and Revenue Secretariat

File No. 59 of 1929

Serial No.

W

me dy. e. & the mug. concn

14 the appellant is only a gumastha archa & cannot as such. the respondent claims as the "Owhitra" son of the last baranda

11/12

15 The orders passed have to be upheld. as the respondent is the proper heir & the appellant can only come as purchaser.

16. Q Enquiry necessary

A/ the case may be heard

17 A. Yes

Mme

(3)12/29

18 Please see letter of Mr Nageswara Iyer dt 8th Feb 30. Case adjourned to Next hearing date. Fresh notices to issue

Mme

18.2.30

A representation dated 16/2/30 from certain devotees of Sri Harihareswara Swamy praying

3459

(from the 17th inst.)

49/21/18

Issued notices on 26/2/30 to appear on 2nd 4/30

General and Revenue Secretariat | Mug File No. 59 of 1929

Serial No.

that Nagesha Bhatta is to be preferred to Mallari Gurao.

19 This letter should record is also placed in M.L.

20 This case was heard on 21-4-30.
Mr Ramaswamy Iyer appeared for the appellant and Mr Vasudeva murti for the respondent

Order

21 The question of appointing the Respondent to the Archakship was reserved in P.O No 884 - Mug 7 11-94 & 29. 3. 1895 for consideration either on the demise of his Maternal Grand-father Hariyappa or on the Respondent who was then a minor attaining majority and duly qualifying himself for the office The Respondent attained Majority Many years ago and Hariyappa reported to have died in 1904. During all this long period the Respondent did not apply to the office and produce proof of his possessing the necessary qualifications for holding it. It is only latterly that he has thought of preferring his claim to it. It is stated that he is still in the service of the Police

General and Revenue Secretariat | Mus. File No. | of 1923

Serial No.

Department of the Court of Bombay. The existing arrangement under which the Appellant is performing the duties of Arrehak may continue until the Respondent retires from the said Service and proves his Competency to hold the office. —

Mule
21/4/30

22) [illegible]
21/4

23) Submitted with a draft.

GS/MSK
24/4.

24) [illegible]
21/4

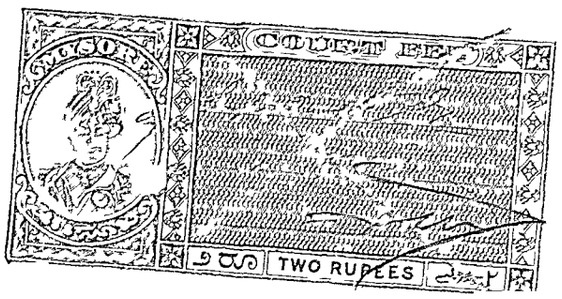
Issued No: 2254 dated 29-4-30
To the Mucg: Commr.
Forwarded a copy of the order as in the 1st Members minute para 21. for information —

No: 2255. & 2256 dated 29/4/30
Copies to the Asst Collectors for the Parsis

Note—Contn. Sheet

[illegible]
2/5/30

WD 066—GPB—80,000—26-7-29



R.R. 9/814

Before the Government of Mysore, Bangalore.

Muzrai Petition of

Appellant:-

Nagesha Bhatta son of Neelakantappa. Residing at Harihar.

Versus

Respondent:-

Mallari Guddoo.

Appeal against the order of the Muzrai Commissioner in Mysore, in appeal No. 21 of 28-29, confirming that of the Deputy Commissioner of Chitaldrug in appeal 2 of 26-27, rejecting the appeal preferred by appellant against the order of the Sub Division - Officer Davanagere, in Mis. 1/25-6, ordering the registry of Archakship in the name of the respondent, being Dowhathra of deceased Bara ardar Hariyappa, and directing the appellant to continue as Gumastha until respondent produces a certificate from Agamiks attached to Muzrai Commissioner's office, about his competency to perform the said duties.

The appellant humbly begs to submit as follows:-

1) The appellant's grand-father, Nagesha Bhatta was appointed by the Nadiga family, who were the sole managers of the Harihareswara Temple at Harihar to be Archak of the said Temple, since he and his ancestors were the Purohits of the Nadiga family from time immemorial. Since he had no male issue and was too old perform the duties, the Nadiga family employed one Hariyappa who is the maternal grand father of

the said Nageshabhatta,s son in law to do the work, whic he did till 1893. In the year 1893 following the request of the Devotees, Hariyappa was removed from office as he was suffering from an incurable disease. Since Hariyappa had no sons, the appellant's father, who was his own brother in law and who had been adopted by the said Nagesha Bhatta later on, was appointed - archak apparently as a permanent incumbent, at the reque of Hariyappa himself.

2) Subsequently owing to some differences Hariyappa changed his mind and to spite Neelakantappa petitioned to the authorities that the baraward might be changed and made in the name of his minor grand son i.e. - daughter's son, the respondent, and that Neelakantappa migl be appointed his gumasta. The Muzrai Commissioner reject ed this petition in his order number 277 dated 13th October 1893. Hariyappa's appeal to Government against this order, resulted in the Government ordering that this question of changing the Baraward in favour of the respondent would be taking up after Hariyappa's demise or after respondent attained majoirty and duly qualified himself for post. Accordingly Neelakantappa continued as archak till 17th July 24, when at his own request he was relieved of his duties owing to old age, by the Dpputy Commissioner Mr. Nanaswamy Rao who in his order, dated 17th July 24 appointed the appellant as Archak. The baraward was not changed in favour of the appellant as Neelakantappa the previous barawardar was still alive

3) On the death of appellant's father on 27th November 1924, the Dharmadarsis of the temple recommended the change of Baraward to name of the appellant. The Deputy Amildar and Sub Division Officer supported this recommendation to the Deputy Commissioner who returned the same to the Sub Division Officer for disposal.

4) The Sub Division Officer who sent up the recommendation, being transferred, the new Sub - Division Officer ordered the Baraward to be made in the name of the respondent as the legal heir of the original Hakdar Hariyappa under Section 34 of the Muzrai regulation and that the present appellant who was archak till then, as per order of Mr. Nanaswamy Rao of 17th July 24, will be appointed as Gumasta in respondent's stead till he qualifies himself for duty, and that it was equitable to give the Gumastaship to the appellant in preference to any one else.

5) An appeal against this order to the Deputy Commissioner Chitaldrug was dismissed by him, ordering that the respondent should produce a certificate of competency from the Agamiks attached to the Muzrai Commissioner's office before he is allowed to enter on his duties, and that the appellant shall continue to officiate as archak till then.

6) An appeal against this order was preferred to the Muzrai Commissioner who confirmed the order of the Deputy Commissioner.

7) The Sub Division Officer, the Deputy -

Commissioner and the Muzrai Commissioner have failed to notice that appellant's father Neelakanta Bhatta was recognized as permanent archak in the Sub taluk Office Baraward and that Government Order 391-3/Muz. 729-18-2 of 31st July 1919, does not state that Neelakanta Bhatta is a Gumasta and that since Neelakanta Bhatta was alive, the transfer of - baraward did not arise at that time and that appellant was appointed archak as a temporary measure in place of his father.

8) The lower courts have not understood the spirit of the order referred to in para 7, which is that after death of Neelakantappa, his son, the appellant, who was appointed temporarily as archak during his father's life time owing to latter's old age, must succeed to Archakship permanently.

9) The appellant's contention that the sannad of 1760 given by the Peshwas does not refer to this temple, but admittedly to another God Sanna Hari-Hareswara and that consequently Hariyappa cannot claim any hereditary right, has not been appreciated by the lower courts.

10) The lower courts have failed to notice the appellant's contention that the respondent's claims even if ~~xxxxxxxxxxxx~~ there were any, were barred by limitation since Hariyappa died 25 years ago and since respondent did not put forward his claim within three years, after attaining his majority as is prescribed by the statutes.

11) The lower courts have failed to consider the

prescriptory right acquired by Neelakantayya, adverse to that of the respondent, having enjoyed the office as archak for more than 30 years. They have failed to notice that the baraward cannot be considered to be in the name of Hariyappa, particularly when in the statements accompanying Government Order of 31st July 1919, it is clearly shown that Neelakantappa was one of the archaks, and that since Hariyappa who had no hereditary right to the office as he did not enjoy the office for three generations died 25 years ago the respondent's claim is barred even if time is calculated from then.

12) The lower courts have not observed that the authorities relied upon by the respondent to get over the bar of limitation do not apply to the facts of this case, since they apply only to village officers.

13) The lower courts have erred in assuming that Hariyappa has a hereditary right to the office though it is not proved. As a matter of fact, the right belonged to the Nadig family and they had appointed Hariyappa in place of the appellant's grand father who had no male issue and had not adopted the appellant's father then, and as such there is not even a shadow of hereditary right to Hariyappa.

14) The lower courts have failed to notice that the respondent is not pronounced to be competent to do the duties of archak and that he has not also the required qualifications while the appellant has been most satisfactorily discharging his duties for a long time.

15) The lower court erred in holding that the Government order is incompatiable with appellant's contention. The Government order was that the transfer of barguard would be taken up either on Hariyappa's demise or on the respondent attaining majority and duly qualifying himself for the post. In the former case the respondent's claim if any, is barred by limitation and in the latter case, the question does not arise since he has admittedly not qualified himself for the po

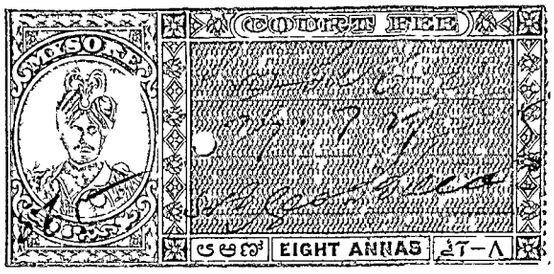
The appellant therefore prays that the order of the Muzrai Commissioner may kindly be set aside and the appellant's permanent claim to archakship be recognized and the appellant be allowed to continue in his present office without any disturbance on the part of the - respondent.

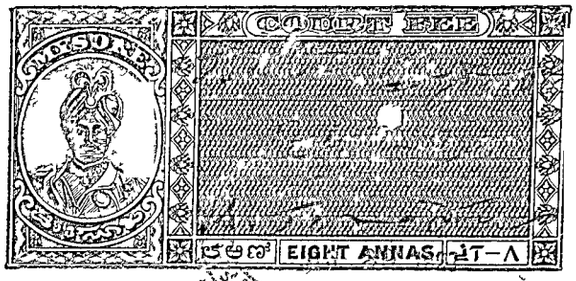
Bangalore,
7th Aug 29.

T S Ramaswamy Iyer
advocate for
appellant
7/8/29

The appellant further prays that orders may also be kindly issued staying further - proceedings in execution of the orders of the lower courts in this case, as otherwise the appellant will be put to considerable hardship and loss.

T S Ramaswamy





In the Court of Muzrai Commissioner
in Mysore
Appeal no 21/1897

Appellant
Nageshabhatta, son
of Nilakantappa,
residing at Harihar,
Chitaldrug Dt.

vs

Respondent
Mallari Gudde of the
same place

Subject. appeal against the order of the Deputy Commissioner, Chitaldrug District. Confirming the order of the Sub Division officer, Davangere sub Division: directing that the respondent mallari Gudde be registered as archak of Sri ~~Hatcharaswara~~ Hariharaeswara Swamy temple at Harihar in place of his maternal grandfather and the appellant be rated as Gumasta till the respondent obtained a certificate from the Muzrai Commissioner's office Agamiks that he was competent to do puja

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Facts of the Case

One Hanumappa was the karawaddar Archak of the Sri Hariharaeswara temple at Harihar till 1893 when the then Muzrai Superintendent and Secy ~~Sri~~ etar Sri. A Srinivasachar

directed his removal from office at the request of the devotees of the temple as he was suffering from some incurable disease and since he had no sons the appellant's father Neelakantappa brother in law of Hariyappa was at the instance of the barawardar appointed archak Subsequently Hariyappa having changed his mind and requested that the baraward might be made in the name of his grandson. i.e. daughter Seshamma's son Mallari Gudre the respondent, with Neelakantappa as gumasta, this request was not granted by the Superintendent Muzrai Department On the appeal of Hariyappa to Govt it was ordered in Go no. 884/ M 11-9-4 & 29-3-1895 that Neelakantappa be treated as gumasta during the life time of Hariyappa and that the question of appointing the latter's grandson. Mallari Gudre might be considered either on the death of Hariyappa and on his minor grandson attaining majority and qualifying himself for the post Accordingly Neelakantappa continued as Gumasta till 1924, when on account of advantage he was at his own request replaced by his son Nagesabhatta the appellant. The Deputy Commissioner in his order of 17-7-24, stated that Nagesabhatta son of Neelakanta Bhatta in November may be appointed as a temporary measure in place of his father. On the death of Neelakantappa in November 1924, the Dharmadarsi recommended the change of baraward to the name of Nagesabhatta. This was supported by the Deputy Amildar and the Sub Division

OFFICE OF THE MUZA
No.
JUL 29

as well. The Deputy Commissioner returned
records to the Sub Divisional officer stating that he himself
might dispose of the matter in the 1st instance.
Accordingly the S.D.O enquired into the matter
and ordered that the karaward in dispute be
made in the name of the respondent Mallari
Guddu as the legal heir of the orginal hakdar
Hariyappa and he might be personally placed
in charge of the duties if he is duly qualified and
produces a certificate to that effect and till
then the appellant Nagesabhatta may continue
as Gumastha. In his order the Sub Divisional officer,
has observed that Hariyappa had acquired a heredit-
ary right to the office vide Sannad of 1763 on which the
decision dated 24-9-1888 of the Assistant Commissioner
Chitaldrug Division: in a suit between Singabhatta
and Hariyappa archak and Abhisheki respectively
was based Nageshabhatta's appeal to the Deputy
Commissioner was dismissed but the appellant was
allowed to continue to officiate as archak till the
respondent produced a certificate from the Against
of the Muzrai Commissioner's office as to his
Competency to perform the said duties. The present
appeal is against this order of the Deputy Commissio-
ner. The appellant and respondent represented by
their respective counsel were heard.

OFFICE OF THE MUZRAI COMMISSIONER
JUL 29 1929
IN MYSORE

Order no Dr Dis 287/28-9, dated 18.5.29.

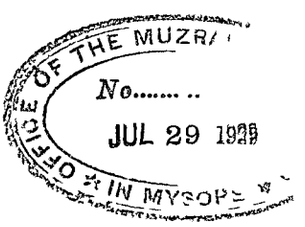
I see no reason to differ from the

Concurrent finding of the Deputy Commissioner and the Sub Division officer who has held an exhaustive enquiry into the case that the appointment of the appellant's father was not intended to transfer the office to him permanently so as to extinguish the right of the family in which the office was ~~not~~ vested and give his descendants a hereditary right to the office. The decision of government is ~~not~~ also not compatible with this contention. The Deputy Commissioner's order is in ~~not~~ equitable. In the circumstances the appeal is rejected.

(sd) . P. G. D'Souza.
Muzrai Commissioner

" Copy

For Muzrai Commissioner.



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Compared by Hanumanthiah
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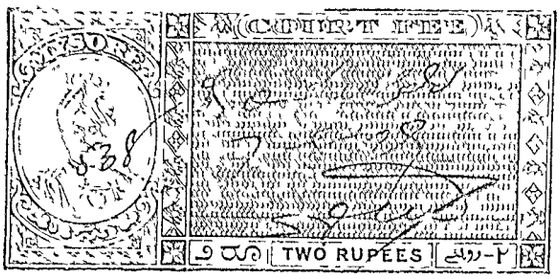


ಸಿವಿಲ್ ನ್ಯಾಯಾಲಯ ಕೋರ್ಟಿಗೆ.

1929 —1930 ನೇ ಇಸವಿ

ಪ್ರತಿವಾದಿ

ಅಡ್ವೋಕೇಟ್ಸ್ ಮೆಸ್ಸರ್ಸ್. ಎ. ಆರ್ ನಾಗೇಶ್ವರೈಯ್ಯರ್, ಬಿ.ಎ., ಬಿ.ಎಲ್., ಮತ್ತು
ಟಿ. ಎಸ್. ರಾಮಸ್ವಾಮೈಯ್ಯರ್, ಬಿ.ಎ., ಬಿ.ಎಲ್., ರವರಿಗೆ.

ಕೆಳಗೆ ಬರೆಸಿಕೊಟ್ಟ ವಕಾಲತ್ ನಾಮಾ.

ಮೇಲ್ಕಂಡ ನಂಬರ್ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಕೋರ್ಟಿಗೆ ಹಾಜರಾಗಿ ವಿವಾದಿಸಿ ಪೈಸಲ್ ಹೊಂದತಕ್ಕ ಬಗ್ಗೆ. ಈ ಮೊಕದ್ದಮೆಗೆ ಸಮ್ಮಂಧಪಟ್ಟ ವಿಶಿಷ್ಟ ನಡವಳಿಕೆಗಳ ವಿಷಯದಲ್ಲೂ ಅರ್ಜಿ ವಗೈರೆ ಕೊಡುವುದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗೆ ಸಲ್ಲತಕ್ಕ ಡಿಕ್ರೀ ಮೊಬಲಗು, ಶಿಲ್ಕು ಮೊಬಲಗು ಮತ್ತು ರೀಫಂಡು ಸಹ ಪಡೆದುಕೊಂಡು ರಶೀತಿ ಕೊಡುವುದಕ್ಕೂ. ಕೋರ್ಟಿನಿಂದ ನನಿಗಾಗಿ ವಾಪಸು ಆಗುವ ದಾವಾ ಸ್ಟ್ಯಾಂಪು ಪ್ರೋಸೆಸ್ ಸ್ಟ್ಯಾಂಪು ಸಹಾ ಪಡೆದುಕೊಳ್ಳುವುದಕ್ಕೂ ಮತ್ತು ನನ್ನ ಬಾಬತು ವಿಶಿಷ್ಟ ದಸ್ತೈವಜು ವಗೈರೆಗಳನ್ನು ಕೋರ್ಟಿನಿಂದ ವಾಪಸು ತೆಗೆದುಕೊಳ್ಳುವುದಕ್ಕೂ ಸಹ, ಈ ಮೂಲಕ ತಮಗೆ ಅಧಿಕಾರ ಕೊಟ್ಟು ಇರುತ್ತೇನೆ. ಈ ವಿಷಯದಲ್ಲಿ ತಾವು ಯಾ ತಮ್ಮನಪರ ಇತರರು ನಡಿಸುವ ಕೆಲಸಗಳನ್ನೆಲ್ಲಾ ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿ ಇರುವಂತೆ ಒಪ್ಪಲೂ ಇದರಿಂದ ಬದ್ಧನಾಗಿ ಇಧೇನೆ.

ತಾರೀಖು 5 - 8 - 1929

ರುಜು

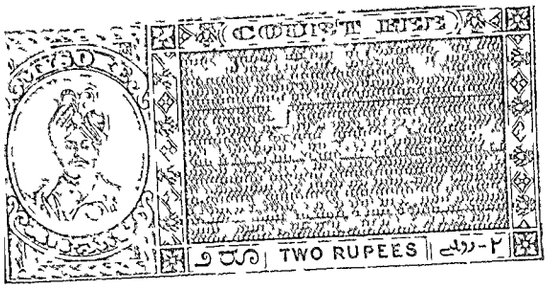
ಈ ಮೊಖ್ತ್ಯಾರ್ ನಾಮಾ ಕೊಟ್ಟವರು ನನಗೆ ಪರಿಚಯಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ಇದಕ್ಕೆ ರುಜು ಮಾಡಿರುವದರಿಂದ ನಾನು ಸರ್ಟಿಫೈ ಮಾಡಿ ಇಧೇನೆ.

ಈ ಮೊಖ್ತ್ಯಾರುನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇಧೇನೆ.

T. S. Ramaswamy Iyer
Advocate

7/8/29

ಕ್ಯಾಕ್ಸ್‌ಟನ್ ಮುದ್ರಾಲಯ-ಬೆಂಗಳೂರು ಸಿಟಿ—೧೯೨೮.



The Govt of His Highness The Maharaja of Mysore -

IN THE COURT OF THE ~~DISTRICT~~

~~C. & M. Station,~~ BANGALORE.

VAKALAT.

Misc Appeal ~~Suit~~ No. 2 of 19 29 30

Plaintiff
Petitioner ~~Nagesa bhatta~~.

Versus.

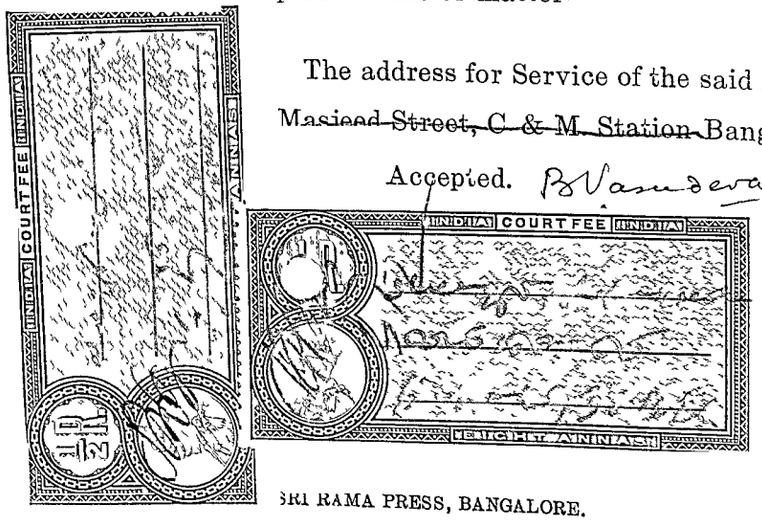
Defendant
Counter Petitioner Madhava Bhatta

I / We the Appellant

hereby appoint and retain Mr. ~~P Narasimha Rao Naidu,~~ Vasudeva Iyengar B.A., B L., Advocate, in person or by proxy, on MY / OUR behalf, to appear in the above suit appeal or case, and prosecute (or defend) the same and all proceedings that may be taken in respect of any application for execution of any decree or order passed therein. I empower my Advocate to appear in all miscellanious proceedings in the above suit or matter till decrees or order are fully satisfied or adjusted and to obtain the return of documents, and draw any moneys that might be payable to me in the said suit, appeal or case or matter.

The address for Service of the said Advocate is ~~7 Lubbay Masjead Street, C & M. Station~~ Bangalore. Cheeked Ceb.

Accepted. B Vasudeva Iyengar Advocate



Signed before me. by Madhava Buddo Vydeu, Patitioner who is identified by Venkata Rao Clerk

SRI RAMA PRESS, BANGALORE.

In the Court of the District

C. & M. Station, Bangalore

O S. / S C. Suit No. of 192

Plaintiff
Complainant.

Defendant
Accused

Vakalatname

Advocate for.

Appendix F G–1

SUBJECT..... ....

.....

.....

Section Mis

File No. 2-1-57-52-2

Serial No. 2

Diary No. of letter replied to.....

No. 441 Encl as st

General and Revenue Secretariat

( )

the *192*

To

.... The Tr. C. .....

Date of issue 21/8/28

Sir,

Signed by for Secretary (P.K.)

I am directed to forward herewith for report with reasons, petition no 724 from Nagesha Bhatta & Harihara appealing against your order directing the registry of Archaka Gruha of Sri Harihareswara Swamy temple in the name of the respt. (Mallari Guru) and the continuance of the apt as Archaka pending the prosecution of the respondent, 2

st of enclosures.....

Copied by.....

Examined by.....

WD 0399—GPB—20,000—18-9-28

has
a Certificate of Competency
to do The Engineer's satisfactorily.
by the [illegible] I am to add
that the applt has been
separately informed that
no Stay order can be
issued as prayed for by him

I have etc

DD/2.2.96
Dy [illegible] / Secty

Encl

With ref. to his petition dy
7/8/95 appealing against the
Mgt's order re The Archakship
of Sri Hariharesmara Swamy
Temple at Harihar, Archak
Nageshaya Bhatta Son of
Veda Narayanaya of Harihar is
informed that a report with
records has been called
for from the Mgt, and
that no Stay order can
be issued as prayed for
by him B.O

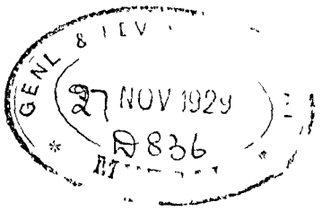
DD/2.2.96 for
Dy [illegible] / Secty

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 25th November 1929.

No. 305 & 321
29-30

FROM Rajakaryapravina
J. G. D'Souza, Esq., M.A., L.L.,
The Muzrai Commissioner in Mysore.



Muz 59-29-30.

To

Rajaseva Dharmina
P. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
Financial Department.

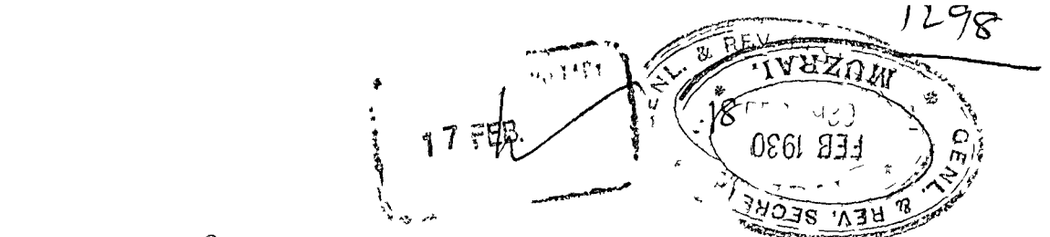
SIR,

With reference to your letter No.441/Muz.59-29-3 dated the 24th August 1929 forwarding petition from Nageshа Bhatta of Harihar for report with records relating to the Archakship of Sri Hariharesaraswami temple at Harihar, I have the honor to forward herewith -- records received with letter No.A5.C.279/29-30 dated the 14th November 1929 from the Deputy Commissioner Chitaldrug District together with this office file ending with D1 Dis.281/28-29 dated 18th May 1929 and the appeal petition received with your letter and to state that the facts of the case are setforth in the preamble to this office -- order referred to above.

I have the honor to be,
Sir
Your most obedient servant,

Muzrai Commissioner.

1298



ಮೈಸೂರು ಪಂದ್ಯಾನದ ಶ್ರೀರಂಗಪಟ್ಟಣ ತಾಲ್ಲೂಕಿಗೆ
ಜನರಲ್ ರಸ್ತೆಗೆ ಕಿವಿನ್ನು ಕ್ಷೇತ್ರಚಾರ್ಯರ ಪನ್ನಿಧಾನಕ್ಕೆ

ಈ ಕೆಳಗೆ ರುಜುಮಾಡಿರುವ ಶ್ರೀರಂಗಪಟ್ಟಣ ಶ್ರೀರಂಗನಾಥಸ್ವಾಮಿ ದೇವರ ಭಕ್ತರು ಮತ್ತು ಯಾತ್ರಿಕರು ಮತ್ತು ಪಟ್ಟಣದ ಇತರರು ಸಲ್ಲಿಸಿಕೊಂಡ ಪ್ರಾರ್ಥನಾ ಪತ್ರ ಏನೆಂದರೆ – ತಾ 17/6. 2. 1930

(1) ಪನ್ನಿಧಾನದ ಪೂರ್ವಭಾಗದಲ್ಲಿ ಮತ್ತು ಪ್ರಾಂಗಣದಲ್ಲಿ ಮಾಡಿರುವ ಅಭಿವೃದ್ಧಿ ಕಾರ್ಯಗಳಿಗೆ ಆಯಾ ಕಾಲದಲ್ಲಿ ಅಧಿಕಾರದಲ್ಲಿದ್ದ ಪ್ರಭುತ್ವದವರು ಸಹಾಯವನ್ನು ಕೊಟ್ಟಿದ್ದಾರೆ. ಮತ್ತು ಪ್ರಾಂಗಣದಲ್ಲಿ ಮಾಡಿರುವ ಅಭಿವೃದ್ಧಿ ಕಾರ್ಯಗಳಿಗೆ ಮಾತ್ರ ಸಾರ್ವಜನಿಕರು ಸಹಾಯ ಮಾಡಿದ್ದಾರೆ. ಇಲ್ಲಿಯವರೆಗೂ ಪೂರ್ವಭಾಗದಲ್ಲಿ ಮಾಡಿರುವ ಅಭಿವೃದ್ಧಿ ಕಾರ್ಯಗಳಿಗೆ ಸಾರ್ವಜನಿಕರು ಸಹಾಯ ಮಾಡಿಲ್ಲ. ಆದರೆ

16. 2. 1930

Tandi Ramadixit — Landlords, Harihar.

K. Subbarayaji Harihar.

B. Veerappa

[illegible]

Nijagunatha Jaudi

T. Sivappa Naik

[illegible]

K. Krishna Rao

[illegible]

[illegible]

[illegible]

Before the Government of His Highness the Maharaja of Mysore.

Muz: Appeal No. 2 of 1929-30.

Appellant. Respondent

Mr. Nageshа Bhatta Son of Neelakantha Harihar vs. Mallari Gudde.

Subject.

Appeal against the order of the Muz Court in Mysore rejecting the appeal against the order of the Deputy Commissioner, Chitaldrug directing the registry of the Archakship of the Sri Harihareswara Swamy temple at Harihar in the name of the respondent Mallan and the treatment of the appellant as pujamasta till the respondent was declared competent to do puja.

The Case was heard on 21.6.30. Mr. T.S. Ramaswamy Iyer appeared for the appellant and Mr. B. Vasudeva Murthy for the respondent.

Order

Here type 1st Member's minute in para 21 of the notes.

Memo: No: 2254 Dated. 29-6-30

Copy of the above. to Mic. for information and guidance

Muz 59-29

Read

Copy of the above. to Mic. for information and returning the records recd with his letter No: 305 of 26.11. are herewith returned.

Bjd. 28/6 For H. Secy:

2255; 2256.

Memo: MPB—1,000—8-8-11 Dated.

Copies to the advocates of the parties. for information and communication to their clients Bjd.

(G)

Before the Government of His Highness the Maharaja of Mysore.

Muzrai Appeal No. 2 of 1929-30

Appellant.	*Vs.*	Respondent.
Mr. Nagesha Bhatta, son of Neelakantappa, Narihar.		Mallari Guddu.

Subject.

Appeal against the order of the Muzrai Commissioner in Mysore, rejecting the appeal against the order of the Deputy Commissioner, Chitaldrug District directing the registry of the Archakship of the Sree Harihareswaraswami temple at Narihar in the name of the respondent Mallari Guddu and the treatment of the appellant as Gumasta till the Respondent was declared competent to do Puja.

The case was heard on 21st April 1930. Mr. T.S. Ramaswamy Iyer appeared for the appellant and Mr. B. Vasudeva Murthy for the responder

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O r d e r .

The question of appointing the Respondent to the Archakship was reserved in Government order No. 884/Muz. F.11-94 dated 29th March 1895 for consideration either on the demise of his maternal grand-father Hariyappa or on the respondent who was then a minor attaining majority and duly qualifying himself for the Office. The Respondent attained majority, many years ago and Hariyappa is reported to have died in 1904. ~~The~~ During all this long period the Respondent did not apply

GPS-500-12-6-12

for the office and produce proof of his possessing the necessary qualifications for holding it. It is only latterly that he has thought of preferring his claim to it. It is stated that he is still in the service of the Police Department of the Government of Bombay. The existing arrangement under which the appellant is performing the duties of Archak may continue ~~x~~ until the respondent retires from the said service and proves his competency to hold the office.

Memo No. 2254 Mis dated, Bangalore, the 28th April 1930.

59 28 4 / Decan

Copy of the above is forwarded with compliments to the Luzrai Commissioner for information and guidance. The records received with his letter no. 305 dated 26th November 1929 are herewith returned.

By order,

For Secretary to Government,

Financial Department.

95 28/4

C.R.O.4.